

PTO/SB/31 (05-03)

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional)  021123-0283665
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on _____		In re Application of  See Addendum
Signature _____		Application Number 09/963,668
Typed or printed name _____		For See Addendum  Art Unit 1652
		Filed September 27, 2001  Examiner D. Ramirez

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

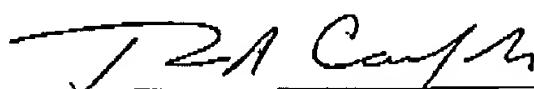
\$ 340.00

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ \_\_\_\_\_
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 033975. I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed.

The extension of time fee represents a three-month extension of time fee less the previously paid two-month extension on September 13, 2004.

I am the

- applicant/inventor.
- assignee of record of the entire interest.  
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)
- attorney or agent of record.
- attorney or agent acting under 37 CFR 1.34(a).  
Registration number if acting under 37 CFR 1.34(a). \_\_\_\_\_



Signature

Thomas A. Cawley, Jr., Ph.D., Reg. No. 40944  
Typed or printed name

(703) 905-2144

Telephone number

October 13, 2004

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.  
Submit multiple forms if more than one signature is required, see below. \*Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.181. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10-13-04

12:54

From-Pillsbury Winthrop LLP

703-905-2500

T-343 P.003/005 F-726

## Addendum

Inventor(s):

MECHTHILD RIEPING, CHRISTINE BASTUCK, THOMAS HERMANN, AND  
GEORG THIERBACH

Invention Title:

FERMENTATION PROCESS FOR THE PREPARATION OF L-AMINO ACIDS USING  
STRAINS OF THE FAMILY ENTEROBACTERIACEAE